

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Patent Application of

Klaus Vogler et al.

Application No.: 09/771,013

Filed: January 25, 2001

For: ENERGY MONITOR FOR
MOLECULAR FLUORINE LASER

Confirmation No.: 6357

Group Art Unit: 2828

Examiner: Phillip Nguyen

**COMMENTS ON STATEMENT OF
REASONS FOR ALLOWANCE MAILED
JANUARY 28, 2005**

353 Sacramento Street, Suite 2200
San Francisco, CA 94111
Telephone: (415) 772-4900
Facsimile: (415) 398-2890

M/S ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 21, 2005.
STALLMAN & POLLOCK LLP

Dated: 03/21/2005 By: Georgia K. Stith
Georgia K. Stith

Sir:

The Notice of Allowance and Fee(s) Due mailed January 28, 2005, contains an Examiner's amendment indicating that authorization was given for cancellation of claims 47-49, and for amendment of claim 51. It should be noted that the authorization for the present amendment was given to expedite allowance of the other pending claims and was done without prejudice to the filing of a continuation case to pursue claims of the same or similar scope as to those claims which were cancelled.

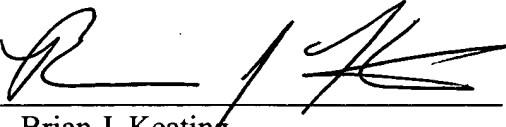
Further, it is noted that the notice of allowability also contains a statement regarding reasons for allowance of the remaining pending claims. It is respectfully noted that the statement of reasons for allowance groups together claims 1, 12, 19, 26 and 30. The discussion regarding these claims appears to indicate that these claims contain a number of very similar elements. However, it is noted that some of the discussion does include language which is not included in all the claims. For example, claim 1 does not recite that the detector includes platinum silicide.

Further, it is noted that the statement of reasons for allowance also refers to claim 37 as reciting that the detector is for measuring a first beam at a 157 nm. However, it is respectfully submitted that claim 37 actually recites that the first beam is at 193 nm. Thus, in light of the above two examples, it is respectfully submitted that each of the claims should be interpreted based on the language in each of the respective claims, and that the discussion from the statement of reasons for allowance should not be read into the allowed claims.

Respectfully submitted,

STALLMAN & POLLOCK LLP

Dated: March 21, 2005

By: 

Brian J. Keating
Reg. No. 39,520

Attorneys for Applicant(s)